



LAHIVE
&
COCKFIELD
L L P

COUNSELLORS AT LAW
28 STATE STREET
BOSTON, MASSACHUSETTS 02109-1784
TELEPHONE (617) 227-7400
FAX (617) 742-4214
lc@lahive.com

JOHN A. LAHIVE, JR. (1928-1997)
THOMAS V. SMURZYNSKI
RALPH A. LOREN
GIULIO A. DeCONTI, JR.
ELIZABETH A. HANLEY
AMY BAKER MANDRAGOURAS
ANTHONY A. LAURENTANO
KEVIN J. CANNING
JANE E. REMILLARD
DeANN FORAN SMITH
DEBRA J. MILASINCIC, Ph.D.
DAVID J. RIKKERS
DAVID R. BURNS
JOHN S. CURRAN
SEAN D. DETWEILER
MEGAN E. WILLIAMS, Ph.D.
LISA M. DIROCCO

HATHAWAY P. RUSSELL
MARIA LACCOOTRIPE ZACHARAKIS, Ph.D.
MERIDETH C. ARNOLD
DANIELLE L. HERRITT
EUIHOON LEE **
SENIOR COUNSEL
JAMES E. COCKFIELD
OF COUNSEL
JEREMIAH LYNCH
WILLIAM A. SCOFIELD, JR.
SIBLEY P. REPPERT
JEANNE M. DIGIORGIO
CYNTHIA L. KANIK, Ph.D.
JOHN D. LANZA

PATENT AGENTS
THEODORE R. WEST
CYNTHIA M. SOROS
PETER W. DINI, Ph.D.
JONATHAN M. SPARKS, Ph.D.

TECHNICAL SPECIALISTS
CATHERINE M. BISHOP
JACOB G. WEINTRAUB
CRISTIN E. HOWLEY, Ph.D.
JILL ANN MELLO, Ph.D.
DEBORAH L. NAGLE, Ph.D.
ANNE JACQUELINE NOWAK, Ph.D.
ANDRINA WILLIAMS ZINK

* Admitted in TX only
** Admitted in CT only

August 4, 2003

Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

Re: U.S. Patent Application Serial No. 09/847,960
Title: "RNase Probe Protection Assays in Screening for
Modulators of Immunoglobulin Germline Transcription"
Inventors: Susan E. Swift, *et al.*
Filing Date: May 2, 2001
Attorney Docket No. RGV-012

Dear Sir/Madam:

1. Preliminary Amendment and Response to Restriction Requirement Pursuant (11 pages); and
2. Pre-paid Acknowledgment Postcard.

No additional costs are believed to be due in connection with the filing of this Response. However, please charge any necessary fees in connection with the enclosed statement to our Deposit Order Account No. 12-0080. *For this purpose, a duplicate of this sheet is attached.*

Express Mail" mailing label number EV 244 879 518 US

Date of Deposit August 4, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Post Office Box 1450, Alexandria, VA 22313-1450.

Lisa M. DiRocco
Lisa M. DiRocco, Esq.

Reg. No. 51,619

Respectfully submitted,
LAHIVE & COCKFIELD, LLP

Lisa M. DiRocco

Lisa M. DiRocco, Esq.
Registration No. 51,619
Attorney for Applicants

Date: August 4, 2003

RECEIVED
AUG 08 2003
TECH CENTER 1600/2900

1639

Application No.: 09/847,960
Amendment and Response dated August 4, 2003
Reply to Restriction Requirement dated July 2, 2003

Group Art Unit: 1639

Docket No.: RGV-0012
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Swift, *et al.*

Application No.: 09/847,960

Group Art Unit: 1639

Filed: May 2, 2001

Examiner: Devon R. Byrd

For: RNase PROBE PROTECTION ASSAYS IN
SCREENING FOR MODULATORS OF
IMMUNOGLOBIN GERMLINE
TRANSCRIPTION

Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

AUG 08 2003

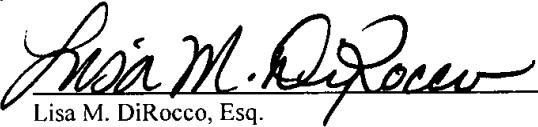
TECH CENTER 1600/2900

RECEIVED

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail Receipt No. EV 244 879 518 US in an envelope addressed to: Commissioner for Patents, Post Office Box 1450, Alexandria, VA 22313-1450, on the date shown below.

August 4, 2003
Date of Signature and of Mail Deposit

By: 
Lisa M. DiRocco, Esq.
Registration No. 51,619
Attorney for Applicants

**PRELIMINARY AMENDMENT AND RESPONSE TO RESTRICTION
REQUIREMENT**

Dear Sir:

This communication is in response to the Office Action dated July 2, 2003, (Paper No. 13). Prior to examination of the above-identified application, please amend the application as follows: